

## **MINUTES**

### **MONTANA SENATE 65th LEGISLATURE - REGULAR SESSION**

#### **COMMITTEE ON PUBLIC HEALTH, WELFARE AND SAFETY**

**Call to Order:** Chair David Howard, on March 20, 2017 at 3:00 PM, in Room 317 Capitol

#### **ROLL CALL**

**Members Present:**

Sen. David Howard, Chair (R)  
Sen. Cary Smith, Vice Chair (R)  
Sen. Mary Caferro (D)  
Sen. Jen Gross (D)  
Sen. Steve Hinebaugh (R)  
Sen. Frederick (Eric) Moore (R)  
Sen. Albert Olszewski (R)  
Sen. Diane Sands (D)  
Sen. Jason D. Small (R)

**Members Excused:** None

**Members Absent:** None

**Staff Present:** Julie Emge, Committee Secretary  
Alexis Sandru, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted: HB 469, 3/10/2017  
HB 476, 3/10/2017  
HB 495, 3/10/2017

Executive Action: HB 244 - TABLED  
HB 257 - TABLED  
HB 266 - BE CONCURRED IN AS AMENDED  
HB 364 - BE CONCURRED IN AS AMENDED

**Committee Business:**

00:00:26 Chair Howard

**EXECUTIVE ACTION ON HB 244**

00:00:49 **Motion/Vote:** Sen. Sands moved that **HB 244 BE TABLED**. Motion carried unanimously by voice vote. Sen. Caferro voted by proxy.

**EXECUTIVE ACTION ON HB 257**

00:00:51 **Motion/Vote:** Sen. Sands moved that **HB 257 BE TABLED**. Motion carried unanimously by voice vote. Sen. Caferro voted by proxy.

**Committee Business:**

00:01:07 Chair Howard

00:02:22 Sen. Sands

00:02:40 Chair Howard

00:02:52 Recess

00:13:44 Reconvene

00:13:45 Sen. Caferro entered the meeting.

**EXECUTIVE ACTION ON HJ 6**

00:14:12 **Motion:** Sen. Sands moved that **HJ 6 BE CONCURRED IN**.

**Discussion:**

00:14:35 Chair Howard

00:14:45 Without objection, Sen. Sands withdrew the BE CONCURRED IN motion.

**EXECUTIVE ACTION ON HB 266**

00:15:14 **Motion:** Sen. C. Smith moved that **HB 266 BE CONCURRED IN**.

00:15:37 **Motion/Vote:** Sen. C. Smith moved that **HB 266 BE AMENDED**. Motion carried unanimously by voice vote.

**EXHIBIT(phs57a01)**

00:16:38 **Motion:** Sen. C. Smith moved that **HB 266 BE CONCURRED IN AS AMENDED**.

**Discussion:**

00:16:49 Sen. Caferro

00:18:54 Sen. C. Smith

00:19:17 Sen. Caferro  
00:21:10 Sen. Sands  
00:22:41 Sen. Gross  
00:23:24 Sen. C. Smith  
00:25:27 Sen. Sands  
00:28:15 Sen. C. Smith  
00:28:52 Chair Howard  
00:30:02 Sen. Sands

00:30:39 **Vote:** Motion carried 6-3 by roll call vote with Sen. Caferro, Sen. Gross and Sen. Sands voting no. Sen. Olszewski will carry the bill.

**EXECUTIVE ACTION ON HB 364**

00:31:53 **Motion:** Sen. C. Smith moved that **HB 364 BE CONCURRED IN.**

00:32:20 **Motion:** Sen. C. Smith moved that **HB 364 BE AMENDED.**  
**EXHIBIT(phs57a02)**

**Discussion:**

00:32:35 Alexis Sandru, Legislative Services Division

00:33:31 **Vote:** Motion carried unanimously by voice vote.

00:33:41 **Motion:** Sen. C. Smith moved that **HB 364 BE CONCURRED IN AS AMENDED.**

**Discussion:**

00:33:58 Sen. Gross

00:34:55 **Vote:** Motion carried 5-4 by roll call vote with Sen. Caferro, Sen. Gross, Sen. Sands and Sen. C. Smith voting no. Sen. Howard will carry the bill.

00:35:44 Chair Howard

**HEARING ON HB 469**

**Opening Statement by Sponsor:**

00:36:13 Rep. Lola Sheldon-Galloway (R), HD 22, opened the hearing on HB 469, Revise laws related to choice of practitioners.

**Proponents' Testimony:**

00:39:55 Abigail St. Lawrence, Montana Association of Marriage and Family Therapists (MAMFT)

**EXHIBIT(phs57a03)**

**EXHIBIT(phs57a04)**

[EXHIBIT\(phs57a05\)](#)

[EXHIBIT\(phs57a06\)](#)

[EXHIBIT\(phs57a07\)](#)

00:43:56 Dan Stusek, Office of the Montana State Auditor, Commissioner of Securities and Insurance

00:44:44 Stacey Anderson, Montana Primary Care Association

00:45:26 Matt Kuntz, executive director, National Alliance on Mental Illness Montana

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

00:46:07 Sen. Sands

00:46:39 Ms. St. Lawrence, MAMFT

00:46:52 Sen. Sands

00:47:04 Ms. St. Lawrence

00:47:33 Sen. Sands

00:47:40 Ms. St. Lawrence

**Closing by Sponsor:**

00:48:21 Rep. Sheldon-Galloway

### **HEARING ON HB 476**

**Opening Statement by Sponsor:**

00:51:08 Rep. Denise Hayman (D), HD 66, opened the hearing on HB 476, Provide for physician assistant supervision of medical assistants.

**Proponents' Testimony:**

00:52:24 Larry Walker, physicians assistant, Missoula

00:53:58 Jean Branscum, CEO, Montana Medical Association

[EXHIBIT\(phs57a08\)](#)

00:56:12 Matt Kuntz, executive director, National Alliance on Mental Illness Montana

00:56:40 Stacey Anderson, Montana Primary Care Association

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:** None

**Closing by Sponsor:**

00:57:37 Rep. Hayman

**HEARING ON HB 495**

**Opening Statement by Sponsor:**

00:58:06 Rep. Mary Ann Dunwell (D), HD 84, opened the hearing on HB 495, Revise laws concerning the discharge of patients from mental health facilities.

**Proponents' Testimony:**

01:01:36 Matt Kuntz, executive director, National Alliance on Mental Illness Montana (NAMI MT)

01:03:39 Beth Brenneman, Disability Rights Montana

**Opponents' Testimony:** None

**Informational Testimony:** None

**Questions from Committee Members and Responses:**

01:04:44 Sen. Sands

01:05:35 Mr. Kuntz, NAMI MT

01:05:39 Sen. Sands

**Closing by Sponsor:**

01:06:04 Rep. Dunwell

**Committee Business:**

01:07:10 Chair Howard

01:07:32 Sen. Sands

01:07:39 Chair Howard

01:07:44 Sen. Gross

01:07:48 Chair Howard

**ADJOURNMENT**

Adjournment: 4:14 PM

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Julie Emge, Secretary

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Additional Documents:

**EXHIBIT**([phs57aad.pdf](#))